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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MAY 21 1998

In re Application of  
Nils X.C. Rydbeck and John P. Fussell

Serial No. 09/025,395

Filing Date: February 18, 1998

For: **CELLULAR PHONE WITH EXPANSION MEMORY  
FOR AUDIO AND VIDEO STORAGE**

Attorney Docket No. P-4015.100

Raleigh, North Carolina  
May 18, 1998

BOX MISSING PARTS

Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231**RESPONSE TO NOTICE TO FILE MISSING  
PARTS OF APPLICATION**

Sir:

In response to the Notice To File Missing Parts of Application dated April 20, 1998, the Patent and Trademark Office is respectfully requested to enter the enclosed Assignment and Declaration And Power of Attorney For Patent Application.

Enclosed please find check #13461 in the amount of \$130.00 for the surcharge.

Respectfully submitted,

**Rhodes, Coats & Bennett, L.L.P.**

By:

David E. Bennett  
Registration No. 32,194

Telephone: (919)832-3946

**CERTIFICATE OF MAILING**

I HEREBY CERTIFY THAT THIS DOCUMENT IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID, IN AN ENVELOPE ADDRESSED TO:  
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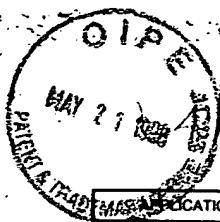
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DATE: 5/18/98

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UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO/TITLE
09/025,395	02/18/98	RYDBECK	N P-4015.100

09/025,395 02/18/98 RYDBECK

N P-4015.100

037270420

NOT ASSIGNED

DAVID E BENNETT  
RHODES COATS & BENNETT  
909 GLENWOOD AVENUE  
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RALEIGH NC 27602

2745  
DATE MAILED:

04/20/98

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
*Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of  \$65.00 for a small entity in compliance with 37 CFR 1.27, or  \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

*If all required items on this form are filed within the period set above, the total amount owed by applicant as a small entity (statement filed)  non-small entity is \$ 130.00.*

1. The statutory basic filing fee is:  
 missing.  
 insufficient.

*Applicant must submit \$ \_\_\_\_\_ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*

2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required.

\$ \_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.  
\$ \_\_\_\_\_ for \_\_\_\_\_ dependent claims over 20.

\$ \_\_\_\_\_ for multiple dependent claim surcharge.

*Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.*

3. The oath or declaration:  
 is missing or unexecuted.

does not cover the newly submitted items.  
 does not identify the application to which it applies.  
 does not include the city and state or foreign country of applicant's residence.

*An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.*

4. The signature(s) to the oath or declaration  are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

*An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.*

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).  
 7. Your filing receipt was mailed in error because your check was returned without payment (37 CFR 1.21(m)).  
 8. The application does not comply with the Sequence Rules.  
*See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."*

9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

*A copy of this notice MUST be returned with the reply.*

*Sue Smith, MAE*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202